

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kleimer et al.

Serial No.: 09/976,228

Filed: October 12, 2001

For: RATE CONTROLLING

MEMBRANES FOR CONTROLLED

DRUG DELIVERY DEVICES

Confirmation No.: 9517

Examiner: D. Stitzel

Group Art Unit: 1616

Attorney Docket No.: 3139-6184.1US

(ARC 2427 N1)

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

August 15, 2005

Jessica Moon

Name (Type/Print)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the document listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. A copy of the listed document is enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an

admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

U.S. Patent Documents

U.S. Patent No.	Publication Date	<u>Patentee</u>	
US - 5,413,572	05/09/1995	Wong et al.	

Applicants offer to supply any explanation or discussion of the document which the Examiner feels is necessary or desirable and which is requested.

This Supplemental Information Disclosure Statement is filed after the mailing date of the first Office Action on the merits.

The fee pursuant to 37 C.F.R. § 1.17(p) is enclosed.

Respectfully submitted,

Edgar R. Cataxinos Registration No. 39,931

Attorney for Applicant(s)

TRASKBRITT P.O. Box 2550

Salt Lake City, Utah 84110-2550

Telephone: 801-532-1922

Date: August 15, 2005

ERC/ps:jm

Enclosures: Form PTO/SB/08

Copy of document cited

Check No. 8213 in the amount of \$180.00

Document in ProLaw



Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known Application Number 09/976,228 Filing Date October 12, 2001 First Named Inventor Kleimer et al.

				That Humed mivemor	Kicilici ci al.
				Group Art Unit	1616
	(use as n	nany sheets as i	necessary)	Examiner Name	D. Stitzel
Sheet	1	of	1	Attorney Docket Number	3139-6184.1US (ARC 2427 N1)
				-	
				U.S. PATENT DOCUMENTS	
				N CD.	N F . C

U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. 1	Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,413,572	05/09/1995	Wong et al.	
		US-			
-		US-			
		US-			
		US-			-
		US-			-
		US-			
		US-	·		
		US-			
		US-			· · ·
		US-			
		US-			
		US-			

Examiner Cite	Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines,		
Initials*	No.1	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶
			-			
			 			

	··· ·· ·· ·· ·· ·· ·· ·· ·· ·· ·· ·· ··		
Examiner Signature		Date Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) . ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.